

**THIS INSTRUMENT WAS PREPARED BY/RETURN TO:**

SMITH, PHILLIPS, MITCHELL, SCOTT & NOWAK, LLP – Attn: Colmon S. Mitchell, MSB #3355

Attorneys At Law

P. O. Drawer 1586

Batesville, MS 38606

Ph: (662) 563-4613

**GRANTOR'S INFORMATION:** Colmon Mitchell, Trustee, P. O. Drawer 1586, Batesville, MS 38606,  
Ph. (662) 563-4613

**GRANTEES' INFORMATION:** Gerald Ray Gray and Sheresa S. Gray, 7932 Milestone Drive, Southaven, MS 38671

**INDEXING INFORMATION:** First Security Bank, P. O. Box 684, Hernando, MS 38632; Ph: (662) 449-4115

SE ¼ of Section 28, Township 2 South, Range 8 West/Lot 3, "First Revision" Dean Heights

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**TRUSTEE'S DEED**

WHEREAS, on September 30, 2005, GERALD RAY GRAY and SHERESA S. GRAY executed a Deed of Trust under the terms of which the hereinafter described land was conveyed to COLMON MITCHELL, Trustee, to secure the payment to FIRST SECURITY BANK of an indebtedness therein described, which Deed of Trust is recorded at Deed of Trust Book 2,442 at Page 609 of the land records in the Office of the Chancery Clerk of DeSoto County, Mississippi; and

WHEREAS, default was made in the payment of said indebtedness, and the legal owner and holder thereof declared the entire indebtedness due and requested the Trustee to sell said real estate as authorized by said Deed of Trust; and

WHEREAS, after having advertised said sale and posted notice of said sale in all respects as required by the laws of the State of Mississippi, and by the terms of said Deed of Trust, the undersigned did, between the hours of 11:00 o'clock a.m. and 4:00 o'clock p.m., on Friday, August 14, 2009, at the east front door of the County Courthouse of DeSoto County, Mississippi, in the City of Hernando, Mississippi, offer said real estate for sale at public auction to the highest bidder for cash in the manner required by law and by the terms of said Deed of Trust; and

WHEREAS, at said time and place, the undersigned received from FIRST SECURITY BANK, a bid of Thirty Thousand and no/100 Dollars (\$30,000.00), which was the highest bid for said real estate; and it was then and there declared to the purchaser thereof;

NOW, THEREFORE, in consideration of the sum of Thirty Thousand and no/100 Dollars (\$30,000.00), this day paid in cash to the undersigned, the receipt of which being hereby acknowledged, the undersigned does hereby sell and convey unto the said FIRST SECURITY BANK, the following described real estate lying and being situated in DeSoto County, Mississippi, to-wit:

Located in the Southeast Quarter of Section 28, Township 2 South, Range 8 West:  
 Lot 3, "First Revision" Dean Heights, a subdivision recorded in Plat Book 87, Page 25-26 of the Land Records of DeSoto County, Mississippi, to which recorded plat reference is hereby made for a more particular description.

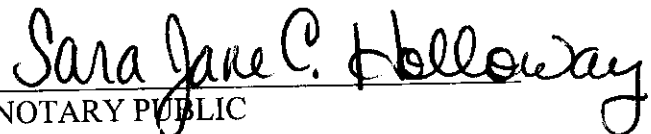
This the 14<sup>th</sup> day of August, 2009.

  
 COLMON MITCHELL, Trustee

STATE OF MISSISSIPPI

COUNTY OF PANOLA

Personally appeared before me, the undersigned authority in and for the said County and State, on this 14<sup>th</sup> day of August, 2009, within my jurisdiction, the within named COLMON MITCHELL, who acknowledged that, in his capacity as Trustee as therein set forth, he executed the above and foregoing instrument.

  
 NOTARY PUBLIC

(SEAL)

My Commission Expires: \_\_\_\_\_



## PROOF OF PUBLICATION

THE STATE OF MISSISSIPPI  
COUNTY OF DESOTO

**Diane Smith** personally appeared before me the undersigned in and for said County and State and states on oath that she is the **CLERK** of the DeSoto Times-Tribune, a newspaper published in the town of Hernando, State and County aforesaid, and having a general circulation in said county, and that the publication of the notice, a copy of which is hereto attached, has been made in said paper 4 consecutive times, as follows, to-wit:

### TRUSTEE'S NOTICE OF SALE

WHEREAS, on September 30, 2005, GERALD RAY GRAY and SHERESA S. GRAY, executed a certain Deed of Trust to COLMON MITCHELL, Trustee for the benefit of FIRST SECURITY BANK, which Deed of Trust is of record in Deed of Trust Book 2442 at Page 609 in the Hernando Office of the Chancery Clerk of DeSoto County, Mississippi; and

WHEREAS, default having been made in the terms and conditions of said Deed of Trust and the entire debt secured thereby having been declared to be due and payable in accordance with the terms of said Deed of Trust, and FIRST SECURITY BANK, the legal owner and holder of said indebtedness and said Deed of Trust having requested the undersigned Trustee to execute the trust and sell the real property described therein in accordance with the terms of said Deed of Trust for the purpose of raising sums due thereunder, together with attorney's fees, Trustee's fees and expenses of sale;

NOW, THEREFORE, the undersigned Trustee, will during legal hours (being between the hours of 11:00 o'clock a.m. and 4:00 o'clock p.m.) on the 14th day of August, 2009, at the east front door of the County Courthouse of DeSoto County, at Hernando, Mississippi, offer for sale and sell at public auction to the highest bidder for cash, the following described real property lying and being situated in DeSoto County, Mississippi, to-wit:

Located in the Southeast Quarter of Section 28, Township 2 South, Range 8 West:

Lot 3, "First Revision" Dean Heights, a subdivision recorded in Plat Book 87, Page 25-26 of the Land Records of DeSoto County, Mississippi, to which recorded plat reference is hereby made for a more particular description.

The undersigned will convey only such title as is vested in me as Trustee.

WITNESS MY SIGNATURE, this 13th day of July, 2009.

/s/ Colmon Mitchell

COLMON MITCHELL, Trustee

Publish:

July 23, 30, August 6 and 13, 2009

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Volume No. 114 on the 30 day of July, 2009  
Volume No. 114 on the 6 day of Aug., 2009  
Volume No. 114 on the 13 day of Aug., 2009  
Volume No. \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_, 2009  
Volume No. \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_, 2009

Diane Smith

Sworn to and subscribed before me, this 13 day of Aug., 2009.

BY Judy H. Douglas

NOTARY PUBLIC STATE OF MISSISSIPPI AT LARGE  
MY COMMISSION EXPIRES: JANUARY 16, 2013  
BONDED THRU DIXIE NOTARY SERVICE, INCORPORATED



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B. 3 subsequent insertions of 966 words @ .10 \$ 96.60  
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